

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

In re:

Beverly Jane Cary,

Debtor(s).

Chapter 13 Case No: 20-12450 TWD

DECLARATION OF DEBTOR IN  
SUPPORT OF SALE OF REAL  
ESTATE

I, Beverly Jane Cary, declare as follows:

I have read the Motion to Sell Real Property for my townhome located at:

27834 31st Pl. S., Auburn, Washington 98001.

The legal description of the Property is:

LOT 4, THE RESERVE AT STAR LAKE, ACCORDING TO THE PLAT THEREOF  
RECORDED IN VOLUME 216 OF PLATS, PAGE(S) 72 THROUGH 76, RECORDS  
OF KING COUNTY, WASHINGTON.

The parcel number of the property is 723759-0040.

The facts as asserted are true and correct to the best of my knowledge.

1. Attached is a true and correct copy of the Purchase and Sale Agreement and a true and correct copy of an estimated Seller's Closing Statement (EXHIBITS A & B).<sup>1</sup>
2. I have discussed my options with regard to the home sale and its impact on my bankruptcy with my attorney.
3. I have elected to pay-off the bankruptcy liquidation value of approximately \$31,800 from my home-sale proceeds and will continue to make my plan payment pursuant

<sup>1</sup> Referenced Exhibits are not attached to the mailed Declaration because of the cost involved but are available for viewing via ECF/Pacer or upon written request to Debtor's counsel.

DEBTOR DECLARATION-- 1

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1 to the currently approved plan and any subsequent plan payment approved by the  
2 Court.

3 4. Regarding attorney fees, in my Declaration filed under ECF 108 in support of the  
4 approved Motion to Settle, I asserted that I understood upon the sale of my home,  
5 per the Fee Agreement I entered into with my attorneys and with this court's  
6 subsequent approval, that 40% of the entire settlement value would be dedicated  
7 towards my attorneys. In rough numbers since the total settlement was \$127,500  
8 that would be \$51,000 leaving me with a net benefit of about \$76,500 (or greater  
9 depending on how high the value of my home has climbed since they filed their  
10 POC). This seems to be a reasonable settlement to me considering the original  
11 "loan" amount was \$62,000.

12 5. Additionally, my real estate agent fronted the costs associated with putting my home  
13 in sufficient, bare minimum, condition to allow for sale and closing. I understand  
14 and agree with \$17,800 from the closing proceeds to be used to cover and pay  
15 those costs.

16 I declare under penalty of perjury under the laws of the United States that the  
17 foregoing is true and correct to the best of my knowledge and understanding.

18 Dated 10/18/2022 Auburn, Washington.

19 DocuSigned by:

20 *Beverly J Cary*

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22 Beverly Jane Cary, Debtor

23 DEBTOR DECLARATION-- 2

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